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In re application of	:	
Ruggero M. Santilli	:	
Serial No. 09/826,183	:	
Filed: April 4, 2001	:	DECISION ON
For: NEW CHEMICAL SPECIES OF	:	PETITION
MAGNECULAR CLUSTERS	:	

This is a decision on the PETITION FOR APPOINTMENT OF NEW EXAMINER IN A DIFFERENT ART GROUP, filed July 12, 2006. Petitioner requests that the above-identified application be reassigned to a different examiner due to Applicant's perception that he is being treated unfairly and that his claims are not being examined objectively.

The file history of Application No. 09/826,183 has been reviewed. While the petitioner requests that the present application be reassigned in view of Applicant's perception that he is being treated unfairly and that his claims are not being examined objectively, it is noted that the issues raised by the petitioner do not demonstrate any unfair bias or prejudice towards the applicants. See *In re Ovshinsky*, 24 USPQ2d 1241.

Petitioner is reminded that the remedy for improper rejections is appeal to the Board of Patent Appeals and Interferences (37 CFR 41.31) and the appeal for other improper examiner actions is petition (37 CFR 1.181(a)). These are adequate remedies to address petitioner's concerns of Examiner Toomer's actions during the examination of the present application.

The petition is **DENIED**.

The response to the office action submitted July 13, 2006 will be forwarded to the examiner for prompt consideration.

Jacqueline M. Stone
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High Polymer Chemistry, Plastics,
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